GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

YAT&C (YS&S) Department – National Cadet Corps (NCC) - Sri. K. Raveendra Reddy, Senior Assistant dismissed from service, O/o Commanding Officer, 10-Andhra Naval Unit, National Cadet Corps (NCC), Nellore – Review of Penalty in the Disciplinary case and Reinstatement into service - Reducing of penalty from dismissal to that of stoppage of one increment with cumulative effect – Orders – Issued.

YOUTH ADVANCEMENT TOURISM & CULTURE (YS &S) DEPARTMENT

G.O.RT.No. 239 **Date 09.09.2015**
Read the following :-

1) From the Deputy Director General, NCC, Secunderabad Order No. NCC(AP)/918/4/872/E/B-1, dt.05.10.2009.
2) The individual representation dt.26.10.2009.
3) The Govt. Memo. No.4653/YS&NCC/2009,YAT&C (YS&NCC) Dept. dt.24.08.2010.
4) Note from the Hon'ble Minister (L, E, F, YS&S, SD & E), GoAP, Note.No.673/M (LE&F, YS&S, E), Dated: 26.09.2014.

&&&

Sri K. Raveendra Reddy was initially appointed as Junior Assistant on 19.06.2000 on compassionate grounds and he was promoted as Senior Assistant in December, 2004. He was dismissed vide orders dt.05.10.2009 by the Deputy Director General, National Cadet Corps (NCC), on the charge of misconduct and unauthorized absence. He has filed an appeal against the dismissal orders on 26.10.2009, duly submitting the grounds with the leave applications and medical certificates in relation to the unauthorized absence. His appeal was rejected without assigning reasons thereon.

2) In this present case the punishment of dismissal from services Sri K. Raveendra Reddy, Senior Assistant was awarded under Rule 9 of APCS(CCA) Rules, 1991 duly conducting of inquiry as per the rules. Hence, after due consideration the appeal of the individual was rejected vide Government Memo. 3rd read above.

3) The individual submitted a representation to the Government on 20.09.2014 to re-examine his case taking into view that enquiry into the charges was not held as per the prescribed procedure under rules. The same was examined with reference to the charge memo, enquiry report, explanations submitted by the individual etc.

4) Having consideration the facts and circumstances of the case Government observed that the present case does not attract penalty of dismissal from service which is disproportionate to the nature of charges framed against the individual. Further, observed that certain proceedings prescribed under rules including consultation with the commission were not followed before awarding the penalty of dismissal from service. Therefore, the Government decided to allow the appeal preferred by the Government Servant under Rule 38 of CCA rules and modify the punishment under Rule - 40 of CCA rules to that of stoppage of one(1) increment with cumulative effect, which is a major punishment.

5) Accordingly, in exercise of the powers conformed under rules 38 & 40 of the APCS (CCA) Rules, 1991 the Government hereby order that the punishment of dismissal from service against Sri. K. Raveendra Reddy, Senior Assistant is reduced to that of withholding of one annual grade increment with cumulative effect under Rule (vi) of the APCS (CCA) Rules 1991. Consequently, Government also further order that Sri.K.Raveendra Reddy, Senior Assistant is reinstated into service with immediate effect duly posting him in a far off and non focal post.

(P.T.O)

6) The Deputy Director General, National Cadet Corps. (AP), Secunderabad shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.JAYALAKSHMI
SECRETARY TO GOVERNMENT

To
Sri K. Ravinder Reddy (Dismissed)
Senior Assistant, O/o Commanding Officer,
10 Andhra Nav. Unit NCC,
Z.P. Colony Nellore through the Deputy Director General,
National Cadet Corps (NCC) (AP), Secunderabad

The Deputy Director General,
National Cadet Corps (NCC) (AP), Secunderabad

Copy to :-
The Secretary, APVC,
(w.r.t Lr.No.1297//VC.AC1/2015, dt.10.04.2015.
The OSD to Hon'ble Minister (YS&S)
SF/SCs.

// FORWARDED :: BY ORDER:://

SECTION OFFICER